

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL POST-SENTENCING MINUTES

FILED
JUN 15 2009
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Date: June 12, 2009

Case No. CR 96-0094 MHP

Judge: MARILYN H. PATEL

Title: UNITED STATES -v- JOHN THAT LUONG ©:
MADY CHAN ©:

Attorneys: Plf: Robert Rees
Dft: William Osterhoudt, Gary Dubcoff

Deputy Clerk: Anthony Bowser/Lashanda Scott Court Reporter: Kelly Bryce
USPO: Christina Carruba

PROCEEDINGS

- 1) Status re Further Sentencing
- 2) _____
- 3) _____

ORDERED AFTER HEARING:

Defendants present in custody; Counsel submit after further discussion re 3553(a), 924(c) factors; Defendants RE-SENTENCED as follows:

(1) **John That Luong:** Custody of BOP for:

Cnt 1- 20 years;

Cnt 2- 20 years, consecutive to sentence imposed on Cnt 1;

Cnts 10, 11, 13,14, 16, 17 - 10 years as to each count,, concurrent to sentence imposed on Cnt 1 and each other;

Cnt 12- 5 years, consecutive to sentence imposed on Cnt 1;

Cnt 15- 20 years, consecutive to sentence imposed on Cnt 2;

Cnt 19- 4 years, concurrent to sentence imposed on Cnt 2

Total Term of 65 years; TSR remains unchanged; Fine waived; Restitution remains as previously ordered; S/A of \$550; Conditions of supervised release as previously ordered, with addition of mental health treatment condition;

(13) **Mady Chan:**

Cnt One dismissed by USCA;

Cnt 2- 100 months;

Cnt 4, 5, 7,10.11. 13,14 - 60 months concurrent to cnt 2/and each other;

Cnt 6- 5 years consecutive to sentence imposed on Cnt 2;

Cnt 12- 20 years consecutive to sentence imposed on Cnts 2,6;

Cnt 15 - 20 years consecutive to the sentence imposed on Cnts 2, 6, 12;

Total Term of 640 months; TSR remains as previously ordered; Fine waived;

Restitution remains as previously ordered; S/A reduced to \$550.00; Conditions of supervised release as previously ordered with addition of mental health treatment condition.